IFW

ttorney Docket No. 4000-0001.01

**PATENT** 

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 4865

By:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Sung-Yun Kwon

Serial No.: 10/767,359

Examiner: Not Assigned

Confirmation No.:

Not Assigned

Art Unit:

Not Assigned

Filed:

January 28, 2004

For:

SOLID SOLUTION PERFORATOR FOR DRUG DELIVERY AND OTHER

**APPLICATIONS** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

| [A] | the IDS is re |                           | (b), no additional fee for submission of |
|-----|---------------|---------------------------|--|
| []  | In accordance | e with 37 C.F.R. §1.97    | (c), also enclosed is:                   |
|     | []            | the fee of \$180.00 as    | s set forth in 37 C.F.R. §1.17(p); or    |
|     | []            | a statement as specif     | fied in 37 C.F.R. §1.97(e).              |
| []  |               | 7(e) and the fee of \$180 | O.00 as set forth in 37 C.F.R. §1.17(p)  |
| П   | Check No.     | in the amount of \$       | for the total fee is attached            |

Page 2

[X] A return receipt postcard is also enclosed.

[] Please charge \$\_\_\_\_ to Deposit Account No. 18-1648 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 18-1648.

Dated: 4/8/05

Respectfully submitted,

Robins & Pasternak LLP 1731 Embarcadero Road, Suite 230

Palo Alto, CA 94303 Tel: (650) 493-3400 Fax: (650) 493-3440 By:

Roberta L. Robins Reg. No. 33,208 -

APR 1 1 2005

Attorney Docket No. 4000-0001.01

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 4 16 05.

Ву: ////

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Sung-Yun Kwon

Serial No.: 10/767,359

Examiner: Not Assigned

Confirmation No.: 4883

Art Unit: Not Assigned

Filed:

January 28, 2004

For:

SOLID SOLUTION PERFORATOR FOR DRUG DELIVERY AND OTHER

APPLICATIONS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

| [X] | Pursuant to 37 C.F.R. §1.98, a copy of document DA cited in the attached Form PTO/SB/08 is enclosed. The reference cited (B1) is an unofficial  |
|-----|---|
|     | translation of JP 2003-238347 originally submitted to the Patent and  |
|     | Trademark Office on April 20, 2004.   |
| []  | No copies of publications on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No to which the above-identified application claims priority under 35 U.S.C. §120. |
| []  | No copies of publications are being provided pursuant Office waiver of 37 C.F.R. §1.98(a)(2)(i) for submitting a copy of each cited U.S.  |

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: 4/8/05

Respectfully submitted,

Robins & Pasternak LLP 1731 Embarcadero Road, Suite 230 Palo Alto, CA 94303

Tel: (650) 493-3400 Fax: (650) 493-3440 Bv:

Roberta L. Robins Reg. No. 33,208

| Please type a plus sign (+) insid | e this box → +   |                        |                   | PTO/SB/08A (08-00) |
|-----------------------------------|------------------|------------------------|-------------------|--------------------|
| TRADE Substitute for form 1449A   | /РТО             |                        | Complete if Known |                    |
| 1                                 |                  | Application Number     | 10/767,359        | <del></del>        |
| INFORMATION                       | DISCLOSURE       | Filing Date            | January 28, 2004  |                    |
| STATEMENT BY                      | Y APPLICANT      | First Named Inventor   | Sung-Yun Kwon     |                    |
|                                   |                  | Group Art Unit         | Not Assigned      |                    |
| (use as many shee                 | ts as necessary) | Examiner Name          | Not Assigned      |                    |
| Sheet 1 of                        | 2                | Attorney Docket Number | 4000-0001 01      |                    |

| U.S. PATENT DOCUMENTS |              |                      |                                   |   |                              |  |  |  |  |
|-----------------------|--------------|----------------------|-----------------------------------|---|------------------------------|--|--|--|--|
|                       |              | U.S. Patent Document |                                   |   | Date of Publication of Cited |  |  |  |  |
| Examiner<br>Initials* | Cite<br>No.1 | Number               | Kind Code <sup>2</sup> (if known) | Name of Patentee or Applicant of Cited Document | Document MM-DD-YYYY          |  |  |  |  |
|                       | -            |                      |                                   | ,         |                              |  |  |  |  |
|                       | ļ            |                      |                                   |   |                              |  |  |  |  |
| ·                     |              |                      |                                   |   | <u></u>                      |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   | ~                            |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       | ļ            |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   | 70.                          |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       |              |                      |                                   |   |                              |  |  |  |  |
|                       | 1            | 1                    | }                                 |   |                              |  |  |  |  |

|                       | FOREIGN PATENT DOCUMENTS |                             |         |                                      |   |                                 |                |  |  |  |
|-----------------------|--------------------------|-----------------------------|---------|--------------------------------------|---|---------------------------------|----------------|--|--|--|
| Examiner<br>Initials* | Cite<br>No.1             | . I FOICISH FAICHT DOCUMENT |         | cument                               | N   | Date of Publication             |                |  |  |  |
|                       | No.                      | Office <sup>3</sup>         | Number⁴ | Kind Code <sup>5</sup><br>(if known) | Name of Patentee or Applicant of Cited Document | of Cited Document<br>MM-DD-YYYY | T <sup>6</sup> |  |  |  |
|                       | B1                       | JP 2003-238347              |         |                                      | Nano Device Systems Research Instutute KK.      | 08-27-03                        |                |  |  |  |
|                       |                          |                             |         |                                      |   |                                 |                |  |  |  |
|                       |                          | +                           |         |                                      |   | <del> </del>                    |                |  |  |  |

| Examiner  | Date       |  |
|-----------|------------|--|
| Signature | Considered |  |
|           |            |  |

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number.

<sup>&</sup>lt;sup>2</sup> See attached Kinds of U.S. Patent Documents.

<sup>&</sup>lt;sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

<sup>&</sup>lt;sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>&</sup>lt;sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

<sup>&</sup>lt;sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

| 0.1.   |                  | 400 000  | _            | Complete if Known      |                  |  |  |  |
|--------|------------------|----------|--------------|------------------------|------------------|--|--|--|
| Substi | tute for form 14 | 49B/P10  | )            | Application Number     | 10/767,359       |  |  |  |
| TNES.  |                  | \        | COT COURT    | Filing Date            | January 28, 2004 |  |  |  |
|        |                  |          | SCLOSURE     | First Named Inventor   | Sung-Yun Kwon    |  |  |  |
| STA    | TEMENT           | BY A     | PPLICANT     | Group Art Unit         | Not Assigned     |  |  |  |
| (      | use as many s    | heets as | s necessary) | Examiner Name          | Not Assigned     |  |  |  |
| Sheet  | 2                | of       | 2            | Attorney Docket Number | 4000-0001.01     |  |  |  |

| OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS |                          |   |                |  |  |  |  |  |
|---|--------------------------|---|----------------|--|--|--|--|--|
| Examiner<br>Initials*                             | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>1</sup> |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          |   |                |  |  |  |  |  |
|   |                          | $\cdot$   |                |  |  |  |  |  |

|            | <br> |      | <br>       |   |  | <br> |
|------------|------|------|------------|---|--|------|
| Examiner   |      |      | Date       | 1 |  | <br> |
|            |      |      | Date       |   |  |      |
| Signature  |      |      | Commidanad | i |  |      |
| Digitatuic |      |      | Considered | 1 |  |      |
| 4577444000 | <br> | <br> |            |   |  |      |

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Unique citation designation number.
 Applicant is to place a check mark here if English language Translation attached.